IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 27TH FEBRUARY 2007 / 8TH PHALGUNA 1928

Bail Appl..No. 1136 of 2007()

CRMP.530/2007 of SESSIONS COURT, PALAKKAD

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PETITIONER:

KUTTAN @ SIVADASAN, AGED 24 YEARS,
S/O. SUKUMARAN, VADAKKETHIL HOUSE, PARIYASSERY,
MANKARA, PALAKKAD.

BY ADV. SRI.K.M.KURIAN
SRI.P.VIJAYAKUMAR

RESPONDENT:

STATE OF KERALA,
REPRESENTED BY SUB INSPECTOR OF POLICE,
MANKARA POLICE STATION, PALAKKAD.

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 27/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO.1136 OF 2007

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DATED THIS THE 27th DAY OF FEBRUARY, 2007

O R D E R

Petitioner who is the first accused in Crime No.25/07 of Mankara Police Station for offences punishable under sections 447, 452 and 427 read with section 34 IPC, seeks anticipatory bail.

2. Learned Public Prosecutor opposed the application submitting, inter alia, that the petitioner is the person who had assaulted the de facto complainant and caused damage to her building using a stick.

3. Even though anticipatory bail cannot be granted in a case of this nature, I am inclined to permit the petitioner to surrender before the Investigating Officer for interrogation and then to have his application for bail ordered by the Magistrate. Accordingly, the petitioner shall surrender before the Investigating Officer on any day between 01.03.2007 and 03.03.2007 for the purpose of interrogation. The petitioner shall thereafter be produced on the same day before the Magistrate concerned, who shall release the petitioner on bail on appropriate conditions.

This application is disposed of as above.

V.RAMKUMAR, JUDGE

dsn